

DEC-22-04 WED 04:28 PM SALTINANCHIK LLOYD

RECEIVED  
FAX NO. 3523725800  
CENTRAL FAX CENTER P. 02

DEC 22 2004

I hereby certify that this correspondence is being  
facsimile transmitted to the United States Patent  
and Trademark Office on December 22, 2004.

Frank C. Eisenschien  
Frank C. Eisenschien, Ph.D., Patent Attorney

PETITION AND FEE FOR EXTENSION  
OF TIME UNDER 37 CFR §1.136(a)  
Examining Group 1637  
Patent Application  
Docket No. GEN-T111XC3D2  
Serial No. 09/901,484

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Jeffrey Norman Fredman  
Art Unit : 1634  
Applicants : Daniel Cohen, Marta Blumenfeld, Ilya Chumakov, Lydie Bougueleret  
Serial No. : 09/901,484  
Filed : July 9, 2001  
Conf. No. : 6608  
For : Prostate Cancer Gene  
Mail Stop A1  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

PETITION AND FEE FOR EXTENSION OF TIME UNDER 37 CFR §1.136(a)

Sir:

Applicants request that the period for response to the Office Action dated June 23, 2004 be extended two additional months through and including December 23, 2004. A Petition and Fee for a one month Extension of Time through and including October 25, 2004 has already been submitted and the fee paid. A Request for Continued Examination Transmittal accompanies this Petition. The Commissioner is hereby authorized to charge the difference of \$910.00 to Deposit Account No. 19-0065.

Any additional fees as required by 37 CFR §§1.16 or 1.17 should be charged to Deposit Account No. 19-0065.

02/01/2005 TPLUNKET 00000003 190065 09901484

01 FC:1252 340.00 DA

Respectfully submitted,

Frank C. Eisenschien  
Frank C. Eisenschien, Ph.D.  
Patent Attorney  
Registration No. 45,332  
Phone No.: 352-375-8100  
Fax No.: 352-372-5800  
Address: P.O. Box 142950  
Gainesville, FL 32614-2950

FCU/sl

Attachment: Request for Continued Examination

AGENT111XC3D2PTO-Misc\Fed\Fee.2mb.dif.doc\UNNot

PAGE 2/3 \* RCVD AT 12/22/2004 4:24:19 PM [Eastern Standard Time] \* SVR:USPTO-EF/XRF-107 \* DNS:3728006 \* CSID:3523725800 \* DURATION (mm-ss):01-30

DEC 22 2004

PTO/SB/30 (09-03)

Approved for use through 07/01/2006. OMB 051-0031  
U.S. Patent and Trademark Office: U.S. DEPT. OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it carries a valid OMB control number.

Request  
for  
Continued Examination (RCE)  
TransmittalAddress to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/801,454
Filing Date	July 9, 2001
First Named Inventor	Daniel Cohen
Art Unit	1634
Examiner Name	Jeffrey Norman Friedman
Attorney Docket Number	GEN-T111XC032

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

ii. ☐ Other \_\_\_\_\_

- b. ☐ Enclosed

i. ☐ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☒ Other Petition & Fee for Extension of Time

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.170) required.

b. ☐ Other \_\_\_\_\_

3. **Fees**

The RCE fee under 37 CFR 1.17(c) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to change the following fees, or credit any overpayments, to

- a. ☒ Deposit Account No. 18-0085

i. ☒ RCE fee required under 37 CFR 1.17(c) (\$790.00 BASED ON LARGE ENTITY STATUS)

ii. ☐ Extension of time fee (37 CFR 1.150 and 1.17)

iii. ☐ Other \_\_\_\_\_

- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed

- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Frank C. Saltwanchik, Ph.D.	Registration No. (Attorney/Agent)	145,332
Signature	<i>Frank C. Saltwanchik</i>	Date	December 22, 2004

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage on first class mail in an envelope addressed to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Date (Print/Type) \_\_\_\_\_  
Time (Print/Type) \_\_\_\_\_  
Signature \_\_\_\_\_  
Name (Print/Type) Frank C. Saltwanchik, Ph.D.

Date December 22, 2004

The selection of information is required by 37 CFR 1.114. The information in request is either to obtain or refuse a search by the public which is to be filed by the USPTO to review an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This selection is submitted to take 18 months to complete, including searching, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the ground of time you require to complete this form under suspension for restoring the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.